

their naturally occurring water-soluble conjugated form expressed as sodium estrone sulfate" was false and misleading as applied to an article which contained less than the stated amount of estrogens.

DISPOSITION: July 11, 1951. Default decree of condemnation and destruction.

3531. Adulteration and misbranding of conjugated estrogens. U. S. v. 1 Bottle, etc. (and 1 other seizure action). (F. D. C. Nos. 30926, 30927. Sample Nos. 24518-L, 24519-L.)

LIBEL FILED: April 17 and 19, 1951, Southern District of New York.

ALLEGED SHIPMENT: On or about February 5 and March 5, 1951, by Steroid Laboratories, Ltd., from Montreal, Canada, to Brooklyn, N. Y. A portion of the product had been relabeled by the Brooklyn consignee and had been shipped from Brooklyn, N. Y., to New York, N. Y.

PRODUCT: *Conjugated estrogens.* 2 tins, each containing 2 kilograms, at Brooklyn, N. Y.; and 1 tin containing 2 kilograms and 1 bottle containing 1,150 grams at New York, N. Y. Examination showed that the article contained not more than 20 milligrams of total estrogens per gram.

LABEL, IN PART: (Tin, when shipped from Canada) "Conjugated Estrogens (Equine) Powder. Each gram contains 27.8 mg. estrogens"; (tin and bottle, relabeled portion) "Conjugated Water Soluble Estrogens. Each gram contains 27.8 mg. estrogens."

NATURE OF CHARGE: Adulteration, Section 501 (c), the strength of the article differed from that which it was represented to possess, namely, 27.8 mg. estrogens per gram.

Misbranding, Section 502 (a), the label statement "Each gram contains 27.8 mg. estrogens as determined by Squibb modification of Kober Test" was misleading as applied to an article which contained not more than 20 mg. of total estrogens per gram.

The portion of the product at New York, N. Y., was adulterated and misbranded in the above respects when introduced into, while in, and while held for sale after shipment in, interstate commerce.

DISPOSITION: July 31, 1951. The libel proceedings in the New York case having been removed to the Eastern District of New York and consolidated with the Brooklyn case and another case involving another lot of the same product, and International Hormones, Inc., Brooklyn, N. Y., having consented to the entry of a consolidated decree, judgment of condemnation was entered and the court ordered that the product be released under bond for relabeling of the containers, crushing of the tablets, and extraction of the hormones, with subsequent relabeling to insure compliance with the law.

DRUGS AND DEVICES ACTIONABLE BECAUSE OF FALSE AND MISLEADING CLAIMS

DRUGS FOR HUMAN USE *

3532. Misbranding of Alcorine No. 28, Barrab No. 26, and Regene No. 29. U. S. v. Jerome Barnes (Barnes Co.). Plea of guilty. Fine of \$150 and probation for 1 year. (F. D. C. No. 30565. Sample Nos. 60495-K, 75607-K, 77320-K.)

INFORMATION FILED: June 11, 1951, Eastern District of Virginia, against Jerome Barnes, trading as the Barnes Co., Portsmouth, Va.

*See also Nos. 3521, 3524, 3526-3531.